

Official Minutes for Webb County Commissioners Court Meeting

Monday, November 14, 2011 at 9:00 AM
(Approved January 9, 2012)

Call to order by Judge Danny Valdez

Let it be remembered that a regular meeting of the Webb County Commissioners Court was held at 9:00 a.m. at the regular meeting place with the following members present to wit:

Danny Valdez	County Judge
Frank Sciaraffa	Commissioner, Pct. 1
Rosaura "Wawi" Tijerina	Commissioner, Pct. 2
Jerry Garza	Commissioner, Pct. 3
Jaime Alberto Canales	Commissioner, Pct. 4

Thus constituting a quorum, the Commissioners Court proceeded to act upon the Agenda as posted in the meeting notice of the 10th day of November 2011. Present also were Ms. Virginia Martinez, Deputy County Clerk representing Mrs. Margie Ramirez Ibarra, Ex-officio Clerk of the Commissioners Court, various officers and others interested in the business of the Court.

Item No.1. Roll Call by Honorable Margie Ramirez-Ibarra, Webb County Clerk

Judge Valdez motioned to excuse Cmr. Garza. Cmr. Tijerina seconded the motion.

Motion carried 4-0 by unanimous consent.

Item No.2. Pledge of Allegiance

Item No.3. Approval of Minutes for October 24, 2011 and October 31, 2011

Cmr. Canales motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 4-0 by unanimous consent.

Item No.4. Approval of Bills, Payroll, and Monthly Report

Discussion on file at the Webb County Clerk's Office November 14, 2011 Commissioner's Court Meeting DVD.

9:00 – Cmr. Garza present.

County Auditor, Leo Flores presented his monthly report for October 2011.

Cmr. Tijerina motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.5. Communications

Cmr. Canales thanked everyone for being present. He recognized all veterans and congratulated them for Veteran's Day. Cmr. Canales congratulated County Auditor, Leo Flores for the award he received and also for all the work he has done.

Cmr. Garza thanked all the veterans who were present for all the service they have given our country. He congratulated United South High School and Alexander High School for their football game victories and for moving on to the Bi-District Playoffs. Cmr. Garza also congratulated Alexander, United South, and Martin High School for representing Laredo at the State Cross Country meet.

Cmr. Tijerina thanked all the veterans for the service they have given our country. She also congratulated all veterans for Veteran's Day. Cmr. Tijerina announced that there would be a Hazardous Materials Trash Collection on November 19, 2011 at Highway 59. She congratulated Councilman Mike Garza on his project regarding the park on Independence Hill. Cmr. Tijerina congratulated Sheriff Martin Cuellar for the breakfast he hosted for all retired law enforcement. She thanked everyone who participated in the Monster Mash, thanked Cmr. Sciaraffa for assisting as a model at the Habitat for Humanity fashion show. Cmr. Tijerina congratulated County Auditor, Leo Flores for receiving the Certificate of Achievement as well as Rafael Perez and staff. She thanked all who participated in the meeting at the Self Help Center, in particular the Webb County Staff and City of Laredo, Juan Vargas, Imelda Pena from Economic Development, Rafael Vidaurri, Elisa Mendoza, Sandra Martinez from Planning, Marcos Gutierrez and Beatriz Martinez from City of Laredo, Mike Cabello and Tony Alderete from Engineering, Amy Alret Anabel Chavarria, Arnold Cervantes from the Self Help Center, Center Directors Alice Herrera, Mr. Araiza, Nelda Cortinas, Andrea Arellano. Cmr. Tijerina congratulated Steve LaMantia on another successful Stars Event. She sent out her heartfelt condolences to the Solis family, Fructoso San Miguel, Carlos Gonzalez, Severita Sanchez, Becky Gonzalez Arroyo, Donald Hale, and the Briseno Family. Cmr. Tijerina wished everyone a Happy Thanksgiving.

Cmr. Sciaraffa welcomed all veterans present. He congratulated County Auditor, Leo Flores, Rafael Perez, and staff for his receiving the Certificate of Achievement.

Judge Valdez welcomed al veterans present. He congratulated Cmr. Tijerina and Cmr. Sciaraffa for they do for Habitat for Humanity. Judge Valdez invited everyone to the Noche de Gracias event dinner to be held on November 22, 2011 at the Casa Blanca Ballroom sponsored by Guerra Communications and the Fernando A. Salinas Trust. He congratulated County Auditor, Leo Flores, Rafael Perez, and staff for his receiving the Certificate of Achievement. Judge Valdez sent out his heartfelt condolences to the Briseno family for the passing of their father.

Cmr. Canales thanked all the former L.I.S.D. Board Members who were involved in the making of the new Shirley Field Stadium. He sent his heartfelt condolences to the family of J.J. Trejo.

Item No.6. Public Comment - This section provides the public the opportunity to address the Commissioners Court on any items on the Agenda. Members of the public wishing

to participate must complete a Witness Card specifying which agenda item they wish to comment on. Each public member will be allowed a total of Three (3) minutes within which to make any/all public comments.

Abraham Rodriguez

Mr. Rodriguez spoke in favor of item #14.

Rodolfo Aguilar

Mr. Aguilar spoke in favor of item #14.

Judge Valdez motioned to bring up item #14. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Honorable Jerry Garza, Webb County Commissioner Pct. 3

Item No.14. Discussion and possible action to ask the County Auditor to designate an account that will be used to purchase uniform equipment for the American Legion Post 59 for use by their honor guards in the amount of \$4,852.00 (see back-up); and any other matters incident thereto.

Discussion on file at the Webb County Clerk's Office November 14, 2011 Commissioner's Court Meeting DVD.

Cmr. Garza motioned to approve the County Auditor's recommendation of using the County Judge's and Commissioner's Discretionary Funds to obtain an equal amount of approximately \$970.00 from each Commissioner's Court member if available, if not the balance would be taken equally from those members that do have funds. Cmr. Garza also motioned to have any balances taken away from his 0203 account. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Honorable Danny Valdez, Webb County Judge

Item No.7. Presentation on behalf of H.E.B. by Viridiana Paramo and Mike Connor regarding the 23rd Annual H.E.B. Thanksgiving Feast of Sharing.

Discussion on file at the Webb County Clerk's Office November 14, 2011 Commissioner's Court Meeting DVD.

Ms. Viridiana Paramo and Mr. Mike Connor gave a presentation regarding the 23rd Annual H. E. B. Thanksgiving Feast of Sharing to be held on Sunday, November 20, 2011 from 11:00 a.m. – 3:00 p.m.

Item No.8. Discussion and possible action to proclaim the month of November as National Adoption Awareness month.

Discussion on file at the Webb County Clerk's Office November 14, 2011 Commissioner's Court Meeting DVD.

Mr. Jose Palacios, Local Adoption Prep Supervisor for the Texas Department of Family and Protective Services and representatives were present.

Judge Valdez read the proclamation declaring the month of November as National Adoption Awareness month.

Item No.9. Presentation of \$5,000.00 donation to Webb County Volunteer Fire Department by Mike McKenna of Rosetta Resources; and any other matters incident thereto.

Discussion on file at the Webb County Clerk's Office November 14, 2011 Commissioner's Court Meeting DVD.

Cmr. Garza motioned to accept the \$5,000.00 donation to Webb County Volunteer Fire Department by Mike McKenna of Rosetta Resources. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Cmr. Garza motioned to accept County Auditor, Leo Flores' recommendation of utilizing the \$5,000.00 donation given by Mike McKenna of Rosetta Resources for the cost mentioned on item #50 (10 Personal Protection Equipment (PPE's)). Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Judge Valdez motioned to bring up item #50. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Fire Suppression & EMS Services

Item No.50. Discussion and possible action to accept a Texas Forest Service Grant Award application for Ten (10) Personal Protection Equipment (PPE's) under the Rural Volunteer Fire Department Assistance Program (HB 2604). With further action to authorize Auditor's office to allocate funds. The estimated total cost for the Ten (10) PPE'S is \$24,040.00. The Texas Forest Service cost share grant award is \$8,400.00. Total county expense is \$15,640.

Discussion on file at the Webb County Clerk's Office November 14, 2011 Commissioner's Court Meeting DVD.

Cmr. Garza motioned to approve and accept the The Texas Forest Service Grant and to utilize the \$5,000.0 donation towards the cost share grant. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.10. Discussion and possible action to approve the appointment of Mr. Gustavo Alcantar to the Webb County Community Action Advisory Board.

Cmr. Garza motioned to approve item as submitted. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.11. Discussion and possible action to approve a \$500.00 contribution to the City of Laredo Health Department for the sponsorship of a county-wide CPR awareness day to be held on Saturday, November 19th, 2011 at the UISD Student Activity Center (SAC); and any other matters incident thereto. [Account #007-0101-7426]

Discussion on file at the Webb County Clerk's Office November 14, 2011 Commissioner's Court Meeting DVD.

Cmr. Garza motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Honorable Frank Sciaraffa, Webb County Commissioner Pct. 1

Item No.12. Discussion and possible action to donate \$500.00 to the Habitat for Humanity Organization to support their efforts in providing affordable houses for the working poor of Laredo, Webb County, Texas. [Account #605-0201-8801]

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Tijerina seconded the motion.

Motion carried 4-1 with Judge Valdez out of the courtroom.

Item No.13. Discussion and possible action to donate \$500.00 to the Webb County Children's Advocacy Center, a 501 (c) (3) non- profit organization that provides individual, family and group counseling sessions to child victims and their non-offending family members who have suffered as a result of sexual abuse, physical abuse, neglect and domestic violence. [Account #605-0201-8801]

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Garza seconded the motion.

Motion carried 4-1 with Judge Valdez out of the courtroom.

Cmr. Garza motioned to move up item #16. Cmr. Sciaraffa seconded the motion.

Motion carried 4-1 with Judge Valdez out of the courtroom.

Honorable Jerry Garza, Webb County Commissioner Pct. 3

Item No.16. Discussion and possible action to present the following Award of Recognition plaques; and any other matters incident thereto:

- **Mr. Ed Ramirez for his service as Laredo Chamber of Commerce Chairman of the Board for 2010-2011**
- **Mr. Willie Martinez for being named Laredo Chamber of Commerce Chairman of the Board for 2011-2012**

Discussion on file at the Webb County Clerk's Office November 14, 2011 Commissioner's Court Meeting DVD.

The Commissioner's Court presented an Award of Recognition plaque to both Mr. Ed Ramirez and Mr. Willie Martinez for their participation in the Laredo Chamber of Commerce.

Item No.15. Discussion and possible action to consider approval of Addendum to Master Interlocal Contract between Harris County Department of Education and Webb County relating to shared purchasing services; and any other matters incident thereto.

Discussion on file at the Webb County Clerk's Office November 14, 2011 Commissioner's Court Meeting DVD.

Cmr. Tijerina motioned to approve item as submitted. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.17. Presentation from Joel Greene of CIRA (County Information Resources Agency) with discussion and possible action to approve the interlocal agreement; and any other matters incident thereto.

Discussion on file at the Webb County Clerk's Office November 14, 2011 Commissioner's Court Meeting DVD.

Cmr. Garza motioned to enter into an Interlocal Agreement with CIRA (County Information Resources Agency) as a resource for Webb County. Cmr. Canales seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.18. Presentation by Administrative Services on results/turnout for the Webb County flu shot clinic with discussion and possible action to allow vaccine provider to schedule additional visits to other County offices or sites; and any other matters incident thereto.

Discussion on file at the Webb County Clerk's Office November 14, 2011 Commissioner's Court Meeting DVD.

Administrative Services Director, Ms. Cynthia Mares gave her presentation regarding the results/turnouts for the Webb County flu shot clinic.

Cmr. Garza motioned to allow Ms. Mares to continue the process of scheduling offsite visits for additional flu vaccine opportunities for Webb County employees. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Honorable Jaime A. Canales, Webb County Commissioner Pct. 4

Item No.19. Recognition of Mr. Mario Zaragoza for his work and dedication in the school land funds area which has positively impacted our local school districts. [Co-sponsored by Danny Valdez, Webb County Judge]

Discussion on file at the Webb County Clerk's Office November 14, 2011 Commissioner's Court Meeting DVD.

The Commissioner's Court presented a plaque to Mr. Mario Zaragoza in recognition of his work and dedication in the school land funds area.

Judge Valdez motioned to bring up item #62. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Tax Attorney

Item No.62. Discussion and possible action regarding the approval of the Commissioner's Court, to permit the private sale of a piece of real estate property, subject to a final tax judgment and generally described as 614 S. Meadow, but more specifically described as S PT-7, Block 2133, Eastern Division of the City of Laredo, Webb County, Texas.

Discussion on file at the Webb County Clerk's Office November 14, 2011 Commissioner's Court Meeting DVD.

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Cmr. Sciaraffa withdrew his motion.

Cmr. Tijerina withdrew her second.

Cmr. Tijerina motioned to bring up items #61 and #63. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Road and Bridge

Item No.61. Discussion and possible action to clarify an agreement with Mercy Ministries of Laredo for facilitation of Medical and Health related services in the outlying areas of Webb County, specifically with regards to providing fuel and maintenance for the Mobile Clinic Van; and any other matters incident thereto.

Discussion on file at the Webb County Clerk's Office November 14, 2011 Commissioner's Court Meeting DVD.

Comr. Tijerina motioned to approve the continuation of the payment of Fuel and Maintenance for the Mobile Clinic Van for a duration of three years. Comr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Veterans Office

Item No.63. Discussion and possible action to approve the following salary changes/adjustments for the following Slots, effective November 14, 2011:

<u>Slot #</u>	<u>Title</u>	<u>Current Salary</u>	<u>Proposed Salary</u>
0033	Veterans Service Officer	\$2,013.00/ biweekly	\$1,860.96/biweekly
0611	Assistant Veterans Service Officer	\$18.99/ hourly rate	\$20.89/hourly

Discussion on file at the Webb County Clerk's Office November 14, 2011 Commissioner's Court Meeting DVD.

Comr. Garza motioned to table item #63. Judge Valdez seconded the motion.

Motion carried 4-1 with Comr. Sciaraffa out of the courtroom.

Comr. Canales motioned to go into Executive Session on items #62, #41, #43, #64, #65, and #66. Judge Valdez seconded the motion.

Motion carried 4-1 with Comr. Canales out of the courtroom.

(Executive Session 11:02 – 12:02 p.m.)

No action taken.

Honorable Delia Perales, Treasurer

Item No.41. Discussion and possible action to amend the Webb County Personnel Policies in connection with the planned implementation of the Time and Attendance Program for Webb County employees; Status report regarding implementation of Time and Attendance Program and WorkForce software; and any other matters incident thereto. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]

Discussion on file at the Webb County Clerk's Office November 14, 2011 Commissioner's Court Meeting DVD.

Cmr. Garza motioned to amend the Webb County Personnel Policies with the recommendations as presented by Assistant County Attorney, Michael Bukiewicz and to approve the changes to standardize the application of the different policies and ways to allow the computer software to go forward. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Administrative Services

Item No.43. Discussion and possible action to approve and adopt the Webb County Safety Plan implementing a loss control program to help reduce accidents and provide for the safety of our employees and the public. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]

Discussion on file at the Webb County Clerk's Office November 14, 2011 Commissioner's Court Meeting DVD.

Judge Valdez motioned to approve item as submitted. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Tax Attorney

Item No.62. Discussion and possible action regarding the approval of the Commissioner's Court, to permit the private sale of a piece of real estate property, subject to a final tax judgment and generally described as 614 S. Meadow, but more specifically described as S PT-7, Block 2133, Eastern Division of the City of Laredo, Webb County, Texas.

Discussion on file at the Webb County Clerk's Office November 14, 2011 Commissioner's Court Meeting DVD.

Cmr. Sciaraffa motioned to approve item as submitted and for the property to be sold to Mr. Gilbert Sanchez the adjoining owner for \$2,500. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Closed Session/Executive Session

Item No.64. Discussion and possible action to approve the personal injury settlement to Jaime De Leon, as a result of a motor vehicle accident involving El Aguila Rural Transportation van operator, that occurred on April 15, 2011, at the intersection of

Houston and San Bernardo, in Laredo, Texas, and any other matter incident thereto. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]

Discussion on file at the Webb County Clerk's Office November 14, 2011 Commissioner's Court Meeting DVD.

Comr. Tijerina motioned to accept County Attorney, Ana Laura C. Ramirez' recommendation of approving the settlement of the claim for a sum of \$6,250.00. Judge Valdez seconded the motion.

Motion carried 4-1 with Comr. Garza out of the courtroom.

Item No.65. Discussion and possible action to approve the settlement to be tendered by Plaintiffs in case entitled Wenceslao Trevino, Jr. and Bernetta Trevino v. Martin Cuellar, Webb County Sheriff, Cause Number 2010-CVQ 1491-D2, pending in the 111th District Court of Webb County; and any other matters incident thereto. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]

Judge Valdez motioned to table item #65. Comr. Tijerina seconded the motion.

Motion carried 4-1 with Comr. Garza out of the courtroom.

Item No.66. Discussion and possible action to approve retaining Attorney Charles Frigerio as lead counsel in the defense case entitled Thelma M. Garza, individually and as Representative of the Estate of Charles Gabriel Trevino Johnson v. Webb County, Texas; Cause Number 2011CVT1202D2, pending in the 111th District Court of Webb County, Texas and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. [Executive Session is requested pursuant to Texas Government Code, Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]

Discussion on file at the Webb County Clerk's Office November 14, 2011 Commissioner's Court Meeting DVD.

Judge Valdez motioned to approve item as submitted. Comr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Honorable Anna L. Cavazos Ramirez, County Attorney

Item No.20. Discussion and possible action to enter into a One (1) year (November 1, 2011 through October 31, 2012) commercial lease agreement with the City of Laredo Housing Authority concerning lease space located at 711 E. Elm Street (Russell Terrace) at a cost of THREE HUNDRED DOLLARS (\$300.00) per month and a total amount of THREE THOUSAND SIX HUNDRED DOLLARS (\$3,600.00) over the term of the agreement and authorizing the County Judge to execute all relevant documents;

and any other matters incident thereto. [Requested by Aliza Oliveros, Webb County Head Start Director; Account #903-4208-6012]

- Item No.21. Discussion and possible action to enter into a One (1) year (November 1, 2011 through October 31, 2012) commercial lease agreement with the City of Laredo Housing Authority concerning lease space located at 2801 Ireland St. (Magic Corner) at a cost of FOUR HUNDRED FIFTY DOLLARS (\$450.00) per month and total cost of FIVE THOUSAND FOUR HUNDRED DOLLARS (\$5,400.00) over the term of the agreement and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. [Requested by Aliza Oliveros, Webb County Head Start Director; Account #903-4208-6012]
- Item No.22. Discussion and possible action to enter into a One (1) year (November 1, 2011 through October 31, 2012) commercial lease agreement with the City of Laredo Housing Authority concerning lease space located at 401 Gonzalez St. (Colonia Guadalupe) at a cost of SEVEN HUNDRED TWENTY DOLLARS (\$720.00) per month and a total cost of EIGHT THOUSAND SIX HUNDRED FORTY DOLLARS (\$8,640.00) over the term of the agreement and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. [Requested by Aliza Oliveros, Webb County Head Start Director; Account #903-4208-6012]
- Item No.23. Discussion and possible action to enter into a One (1) year (November 1, 2011 through October 31, 2012) commercial lease agreement with the City of Laredo Housing Authority concerning lease space located at 6500 Springfield Ave. (Springfield Acres) at a cost of THREE HUNDRED SIXTY DOLLARS (\$360.00) per month and a total cost of FOUR THOUSAND THREE HUNDRED TWENTY DOLLARS (\$4,320.00) over the term of the agreement and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. [Requested by Aliza Oliveros, Webb County Head Start Director; Account #903-4208-6012]

Cmr. Garza motioned to approve items #20, #21, #22, and #23 as submitted. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No.24. Discussion and possible action to enter into a Non-Financial Memorandum of Understanding between United Independent School District and Head Start/Early Head Start Program to provide a common understanding of the collaboration and relationship for the Pregnancy, Education, and Parenting Program ("PEP") and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. [Requested by Aliza Oliveros, Webb County Head Start Director]
- Item No.25. Discussion and possible action to enter into a Memorandum of Understanding between Webb County Head Start/Early Head Start Program and Casa de Misericordia for a Non-Financial Agreement for a period of 24 months from September 1, 2011 through August 30, 2013, this program will provide

developmental services for low income pregnant women, and children birth to 5 years of age as well as offering social services for their families and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. [Requested by Aliza Oliveros, Webb County Head Start Director]

- Item No.26. Discussion and possible action to adopt a resolution of the Commissioners Court of Webb County Texas, authorizing the commitment of matching funds (\$173,533.00) for the Texas Department of Housing and Community Affairs (TDHCA) office of Colonia initiatives, 2010-2011 self-help center program and authorizing the County Judge to act as the County's Executive Officer and authorized representative in all matters pertaining to the County's participation in the self help center program. [Requested by Juan Vargas, Webb County CAA and Economic Development Director]
- Item No.27. Discussion and possible action to enter into an Amended Lease Agreement between Webb County and K2 Towers, LLC for tower lease space at the Mirando Tower to enhance radio coverage for a period of Five (5) years at a cost of Five Hundred and Twenty-One Dollars \$521.00 (Road and Bridge) and Three Hundred and Ninety-Five Dollars \$395.00 (Webb County Sheriff) a month, and authorizing the Webb County Judge to execute all relevant documents; and any other matters incident thereto. [Requested by Martin Cuellar, Webb County Sheriff and Jose Luis Ramos, Webb County Road & Bridge Director]
- Item No.28. Discussion and possible action to enter into an Inter Local Agreement between Webb County and the City of Laredo allowing the City of Laredo to install an 8 TAC 4 repeater on the South Webb County Tower (at 240 feet) which is located behind the Webb County Mangana Hein Community Center and authorizing the Webb County Judge to execute all relevant documents; and any other matters incident thereto. [Requested by Mario Cavazos, Webb County Radio Communications Director]
- Item No.29. Discussion and possible action to approve the acceptance of the grant award entitled "Family Drug Treatment Court" from the Children's Commission Texas Court Improvement Program that runs from May 1, 2011 through September 30, 2012 for an amount of Sixteen Thousand Nine Hundred and Five Dollars (\$16,905.00) with an in-kind match of Nineteen Thousand Eighty-Six Dollars and Eighty-Eight Cents (\$19,086.88) from State funding, and authorizing the Webb County Judge to execute all relevant documents; and any other matters incident thereto. [Requested by Paul Gallego, Webb County 406th District Court Associate Judge]

Discussion on file at the Webb County Clerk's Office November 14, 2011 Commissioner's Court Meeting DVD.

Cmr. Sciaraffa motioned to approve items #24, #25, #26, #27, #28, and #29. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Honorable Monica Notzon, 111th District Court Judge

Item No.30. Discussion and possible action to approve the following line item transfer to purchase court reporter equipment:

From:	001-1002-7001	Indigent Defense	\$20,000
To:	001-1002-6205	Materials & Supplies	\$20,000

No action taken.

Honorable Jesus Garza, County Court at Law 2 Judge

Item No.31. Discussion and possible action to approve the following line item transfer:

From:	001-1011-7053	Detention Hearings	\$5,000
To:	001-1011-5005	Part Time	\$5,000

No action taken.

Honorable Mario C. Davila, Constable Pct. 4

Item No.32. Discussion and possible action to approve the filling of the following Slot, subject upon the availability of payroll funds and any applicable civil Service timelines, effective November 14, 2011:

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
2346	Deputy Constable	\$19.90

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Canales seconded the motion.

Motion carried 5-0 by unanimous consent.

Honorable Martin Cuellar, Sheriff

Item No.33. Discussion and possible action to accept a FY 2011 Operation Stonegarden (OPSG) grant award from the Texas Department of Public Safety in the amount of \$2,850,725 for overtime and law enforcement equipment and designating the County Judge as the authorized official in all matters relating to this grant. This grant does not require any type of match; and, thus, will have no impact on the general fund.

Discussion on file at the Webb County Clerk's Office November 14, 2011 Commissioner's Court Meeting DVD.

Cmr. Sciaraffa motioned to approve item as submitted. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.34. Discussion and possible action to accept a grant award from the Department of Justice, Bureau of Justice Assistance in the amount of \$59,940 for equipment and supplies. This grant does not require any type of match; and, thus, will have no impact on the general fund.

Cmr. Garza motioned to approve item as submitted. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.35. Discussion and possible action to accept a grant award from the Office of the Governor Criminal Justice Division in the amount of \$303,030 for the salaries and fringe benefits for Six (6) patrol officers to provide enhanced border security in Webb County, and designating the County Judge as the authorized official in all matters relating to this grant. This grant does not require any type of match; and, thus, will have no impact on the general fund.

Discussion on file at the Webb County Clerk's Office November 14, 2011 Commissioner's Court Meeting DVD.

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.36. Discussion and possible action to accept a grant award from the U.S. Department of Justice Bulletproof Vest Partnership Act in the amount of \$3,415.38. This grant requires a Fifty (50%) percent cash match of \$3,415.38, which will be provided by the Webb County Sheriff's Office from its forfeiture funds. [Account #170-9501-9301]

Cmr. Tijerina motioned to approve item as submitted. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.37. Discussion and possible action to approve an exemption to the current County wide hiring freeze and to approve the filling of the following grant-funded Slots for the Operation Border Star Grant:

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
2724	Officer I/CJD Grant	\$17.86
2725	Officer I/CJD Grant	\$17.86

Cmr. Garza motioned to approve item as submitted. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.38. Discussion and possible action to approve an exemption to the current County wide

hiring freeze and to approve the filling of the following vacant Slot to support overall operations. This slot is part of the general order for FY2011-2012.

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
365	Corporal I	\$21.60

Honorable Patricia A. Barrera, Tax Assessor- Collector

Item No.39. Discussion and possible action to approve a refund in the amount of \$5,371.45 to Laredo Texas Hospital Co. LP, on Accounts #001-0700-3063 and #010-0700-3063, resolved on September 22, 2011; improvement gone; building demolished per replat of area filed on 1996 for 2006 through 2010. [Account #001-0700]

Item No.40. Discussion and possible action to approve exemption to the current County wide hiring freeze and to approve the filling of the following vacant Slot, subject to any applicable Civil Service guidelines, effective November 14, 2011. There is no impact to the general fund.

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
136	Deputy MVD Investigator	\$14.80

Cmr. Garza motioned to approve items #38, #39, and #40 as submitted. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Administrative Services

Item No.42. Discussion and possible action to approve official bonds for appointed official; Mario C. Davila, Constable Pct. 4.

Cmr. Sciaraffa motioned to approve item as submitted. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Community Action Agency

Item No.44. Discussion and possible action to authorize Webb County Community Action Agency to solicit bids for CDL Truck Driver Training classes. This project is funded through the Community Services Block Grant (CSBG) FY 2011. [Account #920-4202-7037-10]

Item No.45. Discussion and possible action to approve a reimbursement by the County of Webb totaling \$763.62 to the Texas Department of Housing and Community Affairs

(TDHCA), \$16,527.89 to the American Recovery and Reinvestment Act - Weatherization Assistance Program (ARRA-WAP), and \$1,000 to the Department of Energy - Weatherization Assistance Program for disallowed expenditures made by the Comprehensive Energy Assistance Program (CEAP), ARRA-WAP Program and DOE-WAP staff as requested by TDHCA in their Monitoring letters of November 18, 2010, December 7, 2010 and January 19, 2011. The CEAP Program is currently frozen pending Webb County Community Action Agency submission and resolution of pending monitoring reports.

Discussion on file at the Webb County Clerk's Office November 14, 2011 Commissioner's Court Meeting DVD.

Comr. Sciaraffa motioned to approve items #44 and #45 as submitted. Comr. Canales seconded the motion.

Motion carried 4-1 with Comr. Garza voting against.

Judge Valdez motioned to bring up item #56. Comr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Purchasing

Item No.56. Discussion and status report to the court on the results of solicitation for RFQ – 2011-03 “Qualifications for Inspectors” for the Weatherization Assistance Program.

Discussion on file at the Webb County Clerk's Office November 14, 2011 Commissioner's Court Meeting DVD.

Purchasing Agent, Dr. Cecilia Moreno presented a status report regarding the results of solicitation for RFQ-2011-03 “Qualification for Inspectors” for the Weatherization Assistance Program.

Dr. Moreno stated that no one had responded to the announcement for RFQ-2011-03. She also mentioned that an inspector was needed and that her recommendation was to go out for quotes.

Engineer

Item No.46. Discussion and possible action approving a Resolution for the reprogramming of Texas Department of Transportation Border Colonia Access Paving Grant funds. These funds were originally budgeted for the Old Milwaukee Contract No. 5BCF5034 and will now be reprogrammed in the amount of \$15,000.00 to the Los Ranchitos 359 East Project, Contract No. 5BCF5034 to be eligible for paving and drainage improvements. Contingent on TxDOT concurrence and authorizing the County Judge to execute all relevant documents. [Account #705-8001-8801-14]

Item No.47. Discussion and possible action to approve the following Request for Payment for the Utilities Department:

Request for Payment #11 for the amount of \$8,712.00 to Fort Bend Services, for a truck load of liquid alum (chemical) used at the water treatment plant. [Account #801-3001-6214 Chemicals]

Cmr. Sciaraffa motioned to approve items #46 and #47 as submitted. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.48. Discussion and possible action to approve Three (3) additional days of work required to clear all the trees and brush on the Lake Casa Blanca Dam downstream slopes and top by Allscape Land Clearing & Maintenance, Inc. in the amount of \$11,900.00 for a total cost of \$23,800.00. These days were needed due to the unexpected amount of large rocks, trees and very steep slopes encountered in the removal. [Account #717-0115-8601]

Discussion on file at the Webb County Clerk's Office November 14, 2011 Commissioner's Court Meeting DVD.

County Engineer, Mr. Mike Cabello stated that the corrected final cost was \$18,000.00 instead of the \$23,800.00.

Cmr. Tijerina motioned to approve item as submitted. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.49. Discussion and possible action to approve an exception to the current County wide hiring freeze and approve the filling of the following vacant Slots for the Utilities Department, subject to any applicable Civil Service timelines, effective November 14, 2011:

<u>Slot#</u>	<u>Title</u>	<u>Salary</u>
2713	Project Coordinator	\$1,538.46 (Bi-weekly)
2712	Water Truck Driver	\$13.23/hour
1305	Water Plant Truck Driver	\$12.02/hour

Cmr. Sciaraffa motioned to approve item as submitted. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Head Start

Item No.51. Discussion and possible action to approve the filling of the following Slots:

<u>Slots #</u>	<u>Title</u>	<u>Hourly Salary</u>	<u>Pay Periods</u>
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2526	AA Teacher Assistant	\$10.39	21
2042	CDA Teacher Assistant	\$ 9.24	21
1107	Teacher Substitute	\$ 8.00	21

[Account #903-4208-5001]

Cmr. Garza motioned to approve item as submitted. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Indigent Defense Services

Item No.52. Discussion and possible action to approve a resolution authorizing the submission of a 2012 grant application to the Texas Indigent Defense Commission for the Indigent Defense Formula Grant Program and designating the Public Defender as Program Manager and contact person and the Auditor as Financial Officer for the grant. [Requested by Hugo Martinez, Webb County Public Defender and Cornell Mickley, Webb County Indigent Defense Services Director]

Medical Examiner

Item No.53. Discussion and possible action to approve a new \$250.00 county fee to be assessed for out of county autopsy cases requiring the investigation of legal next of kin and other required release arrangements, and any other matters incident thereto. [Account #001-2070-3295]

Public Defender

Item No.54. Discussion and possible action to approve salary adjustment to Slot #2476, Assistant Public Defender up to the amount budgeted; from \$59,987.20 to \$64,791.00. [Fund #023 (Texas Task Force on Indigent Defense)]

Cmr. Garza motioned to approve items #52, #53, and #54 as submitted. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Purchasing

Item No.55. Discussion and possible action to purchase Three (3) Computers and software for Purchasing Department pursuant to Sections 271.101 and 271.102, Subchapter F., Cooperative Purchasing Program DIR-SDD-890, 1014 from Dell in the amount of \$3,712.68. [Account #696-8007-8801 (Capital Outlay)]

Cmr. Sciaraffa motioned to approve item as submitted. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.57. Discussion and possible action to adopt an order pursuant to Section 262.026 of the Texas Local Government Code that delegates the authority to make opening bid date extensions to the Purchasing Agent.

Discussion on file at the Webb County Clerk's Office November 14, 2011 Commissioner's Court Meeting DVD.

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.58. Discussion and possible action to purchase equipment for Court Reporter from Stenograph in the amount of \$10,459.00. [Requested by Monica Notzon, 111th District Court Judge; Account #001-1002-6205 (General Fund)]

Discussion on file at the Webb County Clerk's Office November 14, 2011 Commissioner's Court Meeting DVD.

Cmr. Tijerina motioned to approve item as submitted. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Judge Valdez motioned to bring back item #54. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Public Defender

Item No.54. Discussion and possible action to approve salary adjustment to Slot #2476, Assistant Public Defender up to the amount budgeted; from \$59,987.20 to \$64,791.00. [Fund #023 (Texas Task Force on Indigent Defense)]

Discussion on file at the Webb County Clerk's Office November 14, 2011 Commissioner's Court Meeting DVD.

County Auditor, Leo Flores stated that the salary adjustment in item #54 was in fact an effort to bring Slot #2476 to the budgeted amount without amendments.

Rio Bravo Recreational Center

Item No.59. Discussion and possible action to approve the filling of the following vacant Slot, subject upon the availability of payroll funds and any applicable Civil Service timelines, effective November 14, 2011:

<u>Slot #</u>	<u>Title</u>	<u>Salary</u>
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2290

Director

\$1,709.32 Bi-Weekly

Discussion on file at the Webb County Clerk's Office November 14, 2011 Commissioner's Court Meeting DVD.

Cmr. Sciaraffa motioned to appoint Mr. Raul Reyes to Slot #2290 Director effective immediately. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Assistant County Attorney, Michael Bukiewicz stated that the policy must be waived regarding the hiring of positions paying over \$40,000.00 yearly and appointed by Commissioner's Court in order to hire immediately due to the posting of the position in the newspaper.

Cmr. Sciaraffa stated that he would like to waive the policy.

Item No.60. Discussion and possible action to approve the following line item transfer to cover the accumulated vacation and comp. time for Manuel Villarreal:

From:	001-6305-5601	Administrative Travel	\$ 500
	001-0201-5601	Administrative Travel	\$5,000
	001-0201-6004-2	Cell Phone Cost	\$ 700
	001-0201-6011	Training & Education	\$1,000
	001-0201-6205	Materials & Supply	<u>\$1,400</u>
			\$8,600
To:	001-6305-5001	Payroll	\$8,600

Discussion on file at the Webb County Clerk's Office November 14, 2011 Commissioner's Court Meeting DVD.

Cmr. Sciaraffa motioned to table item #60 and to bring it back in six months. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Cmr. Garza motioned to bring back item #54. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.54. Discussion and possible action to approve salary adjustment to Slot #2476, Assistant Public Defender up to the amount budgeted; from \$59,987.20 to \$64,791.00. [Fund #023 (Texas Task Force on Indigent Defense)]

Discussion on file at the Webb County Clerk's Office November 14, 2011 Commissioner's Court Meeting DVD.

Cmr. Garza motioned to not accept item #54. Cmr. Canales seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.67. Adjourn

Cmr. Sciaraffa motioned to adjourn. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.